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10-10-02

Practitioner's Docket No.: 1372.34

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jaroszeski et al.

Examiner: Angell, Jon E.

5 Serial No.: 09/939,518

Art Unit: 1635

Filing Date: 08/24/2001

10 For: METHOD OF USING ELECTRIC
FIELDS TO FACILITATE THE
ENTRY OF MOLECULES INTO
CELLS IN VIVO

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15 Faxed to Technology Center 1600 at (703) 872-9306
Box Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

20 Dear Sir:

In response to the nonfinal Examiner's Action mailed May 9, 2002, having a shortened statutory period for response that expired August 9, 2002, and an extended statutory period for response set to expire October 9, 2002, the above-identified patent application is amended a first time as follows:

25

AMENDMENT A
(37 C.F.R. § 1.111)

IN THE CLAIMS:

30

Please amend the claims as follows:

2. (Once Amended) The method recited in Claim 1, wherein the duration of the applying step comprises a duration of at least 100m seconds.

A1
A2
35

5. (Once Amended) The method recited in Claim 1, wherein the applying step comprises applying a plurality of substantially continuous low-level electric fields to the target tissue, wherein the duration of each substantially continuous low-level electric field is

Applicant: Jaroszeski et al.
Serial No. 09/939,518
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Practitioner's Docket No.: 1372.34

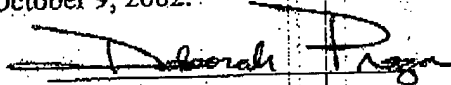
Group Art: 1635
Examiner: Jon E. Angell, Ph.D.

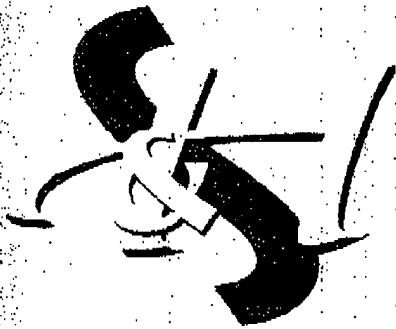
pc: University of South Florida

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8)

I HEREBY CERTIFY that this Amendment A, including Exhibit A, is being transmitted by facsimile to the United States Patent and Trademark Office, Technology Center 1600, Art Unit 1635, Attn: Jon E. Angell, (703) 872-9306 on October 9, 2002.

Dated: October 9, 2002


Deborah Preza



smith & hopen, p.a.

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GROUP 1600

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Attn: J. Eric Angell, Ph.D. - Art Unit 1635	Client: 1372.34
Fax: (703) 872-9306	Pages: 27 including coversheet
Phone: (703) 308-0196	Date: October 9, 2002
Re: USSN 09/939,518	CC: University of South Florida

Urgent
 For Review
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PATENTS

Docket No. 1372.34

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

MARK J. JAROSZESKI ET AL.)

Serial No.: 09/939,518)

Art Unit: 1635
Examiner: Angell, Jon E.

Filed: 08/24/2001)

For: Method of Using Electric Fields to Facilitate
the Entry of Molecules into Cells in Vivo)

Faxed to Technology Center 1600 at (703) 872-9306
Box Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT TRANSMITTAL

- 1. Transmitted herewith is an amendment for this application.

STATUS

- 2. Applicant is an independent inventor. A statement was already filed.

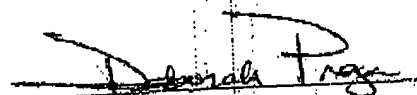
EXTENSION OF TERM

- 3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition And Fee For Extension of Time is attached hereto.

CERTIFICATE OF FACSIMILE TRANSMISSION
(37 C.F.R. 1.8)

I HEREBY CERTIFY that this Amendment A, including Exhibit A, is being transmitted by facsimile to the U.S. Patent and Trademark Office, Technology Center 1600, Art Unit 1635, Attn: Jon E. Angell, (703) 872-9306 on October 9, 2002.

Dated: October 9, 2002


Deborah Preza

(Amendment Transmittal—page 1)

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3) SMALL ENTITY		
	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	15 Minus	20	= 10	x \$9 =	\$90.00
Indep.	2 Minus	5	= 0	x \$39 =	\$0
First Presentation of Multiple Dependent Claim				+ \$130 =	\$0
Total					Addit. Fee \$0

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

FEE DEFICIENCY

5. If any additional extension and/or fee is required, charge Deposit Account No. 500745.
 If any additional fee for claims is required, charge Deposit Account No. 500745.

Molly Sauter
 SIGNATURE OF PRACTITIONER

Reg. No. 46,457
 Tel. No.: (727) 507-8558

Molly Sauter
 Smith & Hopen, P.A.
 15950 Bay Vista Drive, Ste. 220
 Clearwater, FL 33760

(Amendment Transmittal—page 2)